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In re Application of
Driggers
Serial Number 09/256,981
Filed February 24, 1999
For Print-Receptive, Pill-Resistant,
Knitted Fabric

DECISION ON PETITION

In the petition filed July 13, 2000, applicant requests that three black and white photographs be entered into the file of record. Applicant states that he believes the photographs "have sufficient quality so that all the details in the photographs will be reproducible in a printed patent." It is further stated that the specification is being amended accordingly with a concurrently filed amendment.

37 CFR 1.84(b)(1)(ii) states that the drawings will be accepted upon the granting of a petition and the receipt by the US Patent and Trademark Office of three sets of photographs. The photographs are acceptable if they are "developed on double weight photographic paper or be permanently mounted on bristol board." Additionally, the "photographs must be of sufficient quality so that all the details in the drawings are reproducible in the printed patent."

After reviewing the submitted photographs it is determined that the photographs fail to meet the standard set in 37 CFR 1.84(b)(1)(ii) in that the photographs are not on double weight photographic paper or permanently mounted to bristol board. Further, after reviewing the quality of the submitted photographs it is clear that the printing in a patent would not allow for all the details to be clearly shown. While figure 2 is somewhat clear both figures 1 and 3 fail to allow a clear understanding of what is being presented.

The petition is dismissed.

The application will be returned to the Office of Publication for submission of corrected photographs or the submission of drawings depicting the invention.

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